IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION NO.3698 OF 2001

Office Note, Office Memoranda of Coram appearance, Corut's orders or directions and Registrar's Orders:

Court's or Judge's Orders

Mr.Shrishail Sakhare, for the Petitioner
Y.S. Bhate i/b.S.S. Sarkar for Respondents

CORAM: F.I. REBELLO &
MRS. R.S.DALVI, JJ.
DATE : 14TH DECEMBER, 2005

P.C. . The petitioner admittedly had put in 10 years 344 days with the Maratha LI in the Army. It is the case of the petitioner that his previous service in the territorial army should be considered to calculate the pension benefits. In response to his Advocate's notice a reply was sent to the petitioner wherein it was intimated that the period during which the petitioner has worked in the territorial army cannot be treated as qualifying service for grant of service pension and eligibility for grant of service pension is based on the embodied service rendered by a person and not his total service from the date of enrolment from the date of discharge. The minimum requirement for getting pension is 15 years. In the instant case the petitioner has not put in 15 years service. Hence, we find that no interference called for. Petition rejected.

(**F.I. REBELLO, J.)**

(**MRS.R.S.DALVI.J)**